

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 25-60502-CV-MIDDLEBROOKS

TOWN OF DAVIE,

Plaintiff,

v.

FERGUSON ENTERPRISES LLC., and
MUELLER WATER PRODUCTS, INC.,

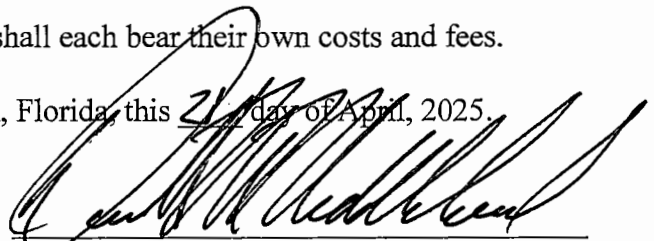
Defendants.

ORDER CLOSING CASE

THIS CAUSE is before the Court on Plaintiff's Notice of Dismissal without Prejudice, filed April 18, 2025. (DE 13). Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, a plaintiff may voluntarily dismiss an action by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment. *See* Fed. R. Civ. P. 41(a)(1)(A)(i). Defendants have served neither. Accordingly, it is **ORDERED AND ADJUDGED**:

- (1) Plaintiff's claims in the above-styled action are **DISMISSED** without prejudice.
- (2) The Clerk of Court shall **CLOSE** this matter and **DENY** all pending motions as moot.
- (3) Except as otherwise agreed, the Parties shall each bear their own costs and fees.

SIGNED in Chambers, at West Palm Beach, Florida, this 21 day of April, 2025.



DONALD M. MIDDLEBROOKS
UNITED STATES DISTRICT JUDGE